

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA

DOCKET NO. 97-245-T - ORDER NO. 98-79

FEBRUARY 5, 1998

|        |   |   |             |
|--------|---|---|-------------|
| IN RE: | Application of Hilton Head Moving &           | ) | ORDER       |
|        | Storage, Inc., Post Office Box 811, Bluffton, | ) | GRANTING    |
|        | SC 29910, for a Class E Certificate of Public | ) | CERTIFICATE |
|        | Convenience and Necessity.                    | ) |             |

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This matter comes before the Public Service Commission of South Carolina (the Commission) on the application of Hilton Head Moving & Storage, Inc. (Hilton Head or the Company) for a Class E Certificate of Public Convenience and Necessity to read as follows:

HOUSEHOLD GOODS, AS DEFINED IN R. 103-210(1):

Between Points and Places in Beaufort and Jasper Counties

To Points and Places in South Carolina.

The Commission's Executive Director required Hilton Head to publish a Notice of Filing in a newspaper of general circulation in the area in which service is sought, one time. The Notice informed the public of ways to participate in the proceedings in this case before the Commission. The Company sent in an affidavit to show compliance with the directives of the Executive Director. Petitions to Intervene were filed by Chavis Moving & Storage, Inc. and Carolina Moving & Storage Company. Chavis did not

appear at the hearing to oppose the application and Carolina Moving & Storage Company withdrew its Petition.

A hearing was held on this matter on January 28, 1998 at 2:30 P.M. in the offices of the Commission, with the Honorable Guy Butler, Chairman, presiding. Hilton Head was represented by Bonnie D. Shealy, Esquire. Hilton Head presented the testimony of Peter Heroy and Thomas Greene (the latter by deposition). The Commission Staff was represented by F. David Butler, General Counsel. Staff presented no witnesses.

Heroy testified that he was applying for authority between points and places in Beaufort and Jasper Counties to points and places in South Carolina. Heroy stated that Hilton Head did third party service, such as the woodcrating of grandfather clocks and other specialty items. However, he wants the authority to move these and other household goods. He testified that he had two employees and two trucks. Heroy noted that his major market was residential and small business. He stated that he also had attracted smaller jobs that the larger movers were not interested in doing, although he was not able to carry many of them out because of a lack of authority from the Commission. Heroy testified that granting his Company authority would give consumers a greater selection of movers, and that there are not enough movers of his size in the Hilton Head area now.

Thomas Greene, President of Moss Creek Self Storage in Bluffton, South Carolina, testified by deposition. Greene testified that if Hilton Head received its requested authority from the Commission that he would recommend them as movers of

household goods. Further, Greene testified that there is a need for a mover such as Hilton Head in the moving business.

Upon examination of the Application, the representations contained therein, the documentary evidence attached thereto, and the testimony in the hearing, the Commission finds that Hilton Head is fit, willing, and able to perform the services proposed by him in his application for a certificate. We also find that, based on the evidence in the case, the granting of the Certificate is required by the public convenience and necessity.

IT IS THEREFORE ORDERED:

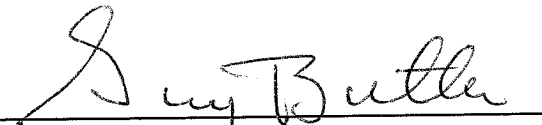
1. That the application for an amendment to Class E Certificate of Public Convenience and Necessity be, and hereby is, approved as filed, for authority to transport household goods between points and places in Beaufort and Jasper Counties to points and places in South Carolina.
2. That the Applicant file the proper license fees and other information required by S.C. Code Ann. Section 58-23-10 et. seq. (1976), as amended, and by R.103-100 through R.103-280 of the Commission's Rules and Regulations for Motor Carriers, S.C. Code Ann., Vol. 26 (1976), as amended, within sixty (60) days of the date of this Order, or within such additional time as may be authorized by the Commission.
3. That upon compliance with S.C. Code Ann. Section 58-23-10, et. seq. (1976), as amended, and the applicable provisions of R.103-100 through R.103-280 of the Commission's Rules and Regulations for Motor Carriers, S. C. Code Ann. Vol. 26

(1976), as amended, a certificate shall be issued to the Applicant authorizing the motor carrier services granted herein.

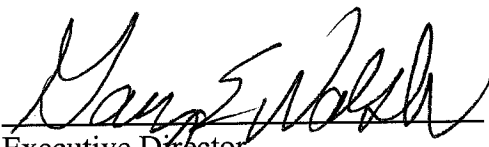
4. That prior to compliance with such requirements and receipt of a certificate, the motor carrier services authorized herein may not be provided.

5. That this Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

  
Chairman

ATTEST:

  
Deputy Executive Director  
(SEAL)